



Docket No.: PF-0532-2 DIV  
Response Under 37 C.F.R. 1.116 - Expedited Procedure  
Examining Group 1644

Certificate of Mailing

Thereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box AF, Commissioner for Patents, Washington, D.C. 20231 on December 17, 2002.

By:

Printed: Margaret M. Hasson

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

TECH CENTER 1600/2900

DEC 27 2002

RECEIVED

In re Application of: Hillman et al.

Title: DELTA-1-PYRROLINE-5-CARBOXYLATE REDUCTASE HOMOLOG

Serial No.: 09/912,717

Filing Date: July 24, 2001

Examiner: Huynh, P.

Group Art Unit: 1644

Box AF

Commissioner for Patents  
Washington, D.C. 20231

**NOTICE OF APPEAL FROM THE EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision dated September 30, 2002, of the Examiner's rejection of Claim(s) 45-47, 49-50, 52 and 54-61.

Please charge the Appeal fee of **\$320.00** required under 37 CFR 1.17(b) to Deposit Account No. **09-0108**. The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayments to Deposit Account No. **09-0108**.

Respectfully submitted,

INCYTE GENOMICS, INC.

Richard C. Ekstrom

Richard C. Ekstrom

Reg. No. 37,027

Direct Dial Telephone: (650) 843-7352

Date: 17 December 2002

12/24/2002 TTRAN1 00000009 090108 09912717  
01 FC:1401 320.00 CH

3160 Porter Drive  
Palo Alto, California 94304  
Phone: (650) 855-0555  
Fax: (650) 845-4166



BOX AF

Docket No.: PF-0532-2 DIV

AF 1/600

**Response Under 37 C.F.R. 1.116 - Expedited Procedure**  
**Examining Group 1644**

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box AF, Commissioner for Patents, Washington, D.C. 20231 on: December 17, 2002.

By: *Margaret M. Hasson*

Printed: Margaret M. Hasson

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Hillman et al.

Title: DELTA-1-PYRROLINE-5-CARBOXYLATE REDUCTASE HOMOLOG

Serial No.: 09/912,717

Filing Date: July 24, 2001

Examiner: Huynh, P.

Group Art Unit: 1644

Box AF

Commissioner for Patents  
Washington, D.C. 20231

**TRANSMITTAL FEE SHEET**

Sir:

Transmitted herewith are the following for the above-identified application:

1. Return Receipt Postcard; and
2. Notice of Appeal (1 pg.).

The fee has been calculated as follows:

<u>X</u>	Fee for filing Notice of Appeal under 37 CFR 1.17(b):	\$ 320.00
<u>X</u>	Please charge Deposit Account No. 09-0108 the amount of:	\$ 320.00

The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17, or credit overpayment to Deposit Account No. 09-0108. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

INCYTE GENOMICS, INC.

*Richard C. Ekstrom*

Richard C. Ekstrom

Reg. No. 37,027

Direct Dial Telephone: (650) 843-7352

Date: 17 December 2002

Customer No.: 27904

3160 Porter Drive

Palo Alto, California 94304

Phone: (650) 855-0555

Fax: (650) 849-8886